

**LABOR SERVICES DIVISION[875]**

**Adopted and Filed**

Pursuant to the authority of Iowa Code section 91C.6, the Labor Commissioner hereby amends Chapter 150, "Construction Contractor Registration," Iowa Administrative Code.

This amendment updates a rule to reflect statutory changes set forth in 2009 Iowa Acts, Senate File 478, section 203. Effective July 1, 2009, 2009 Iowa Acts, Senate File 478, changed the contractor registration period from two years to one year and increased the registration fee from \$25 to \$50. This amendment rescinds the rule that reflects the \$25 fee and two-year registration period; makes technical changes; and adopts a new rule to assist with the transition to the new fee.

The principal reason for adoption of this rule is to implement legislative intent. No variance provision is included in these rules as 875—Chapter 1 sets forth applicable variance procedures.

Notice of Intended Action was published in the June 17, 2009, Iowa Administrative Bulletin as **ARC 7875B**. No public comment was received on this proposed rule. This rule is identical to that published under the Notice of Intended Action.

Except for the technical changes, this amendment was simultaneously Adopted and Filed Emergency as **ARC 7876B**. The paragraphs that appear herein as subrules 150.6(1) and 150.6(2) appeared in **ARC 7876B** as paragraphs 150.6(1)"a" and "b"; the language is identical.

This amendment is intended to implement Iowa Code chapter 91C and 2009 Iowa Acts, Senate File 478.

This amendment shall become effective on September 16, 2009, at which time the Adopted and Filed Emergency amendment is hereby rescinded.

The following amendment is adopted.

Rescind rule 875—150.6(91C) and adopt the following **new** rule in lieu thereof:

**875—150.6(91C) Fee.**

**150.6(1) *New applications.*** A new application deposited in the U.S. mail shall be accompanied by the fee effective on the date the application is postmarked. A new application delivered in any other manner shall be accompanied by the fee effective on the date the application is received by the division.

**150.6(2) *Renewal applications.*** A timely renewal application shall be accompanied by the fee effective on the expiration date of the contractor's expiring registration. An application for renewal deposited in the U.S. mail after the expiration date of the contractor's expiring registration shall be accompanied by the fee effective on the date the application is postmarked. An application for renewal delivered to the division in a manner other than U.S. mail and after the expiration date of the contractor's expiring registration shall be accompanied by the fee effective on the date the application is received by the division.

**150.6(3) *Fee exemption.*** A contractor shall not be required to pay the fee if the application is submitted with a completed and accurate Fee Exemption Application Form. The Fee Exemption Application Form is available from the division.

**150.6(4) *Amendments to applications.*** A fee is not required for a permissible amendment to an application.

[Filed 7/23/09, effective 9/16/09]

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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 8/12/09.